

FORM PTO-1390 (Modified) (REV. 11-2000) U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER <b>200.1156US</b>
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR <b>107524334</b>
INTERNATIONAL APPLICATION NO. <b>PCT/US03/25601</b>	INTERNATIONAL FILING DATE <b>August 15, 2003</b>	PRIORITY DATE CLAIMED <b>August 15, 2002</b>
TITLE OF INVENTION <b>PHARMACEUTICAL COMPOSITIONS</b>		
APPLICANT(S) FOR DO/EO/US <b>Benjamin OSHLACK, Hua-Pin HUANG, Rampurna Prasad GULLAPALLI, Meredith MACHONIS.</b>		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> <li>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.</li> <li>4. <input checked="" type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31).</li> <li>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c) (2))             <ol style="list-style-type: none"> <li>a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto.</li> <li>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ol> </li> <li>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input checked="" type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).</li> <li>10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).</li> <li>11. <input checked="" type="checkbox"/> A copy of the International Preliminary Examination Report (PCT/IPEA/409).</li> <li>12. <input checked="" type="checkbox"/> A copy of the International Search Report (PCT/ISA/210).</li> </ol>		
Items 13 to 20 below concern document(s) or information included:		
<ol style="list-style-type: none"> <li>13. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li>14. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li>15. <input checked="" type="checkbox"/> A <b>FIRST</b> preliminary amendment.</li> <li>16. <input type="checkbox"/> A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment.</li> <li>17. <input type="checkbox"/> A substitute specification.</li> <li>18. <input type="checkbox"/> A change of power of attorney and/or address letter.</li> <li>19. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.</li> <li>20. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</li> <li>21. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</li> <li>22. <input checked="" type="checkbox"/> Certificate of Mailing by Express Mail Label No. <u>EV 382 793 948 US</u></li> <li>23. <input checked="" type="checkbox"/> Other items or information:             <ul style="list-style-type: none"> <li>- Letter re Priority;</li> <li>- Application Data Sheet.</li> </ul> </li> </ol>		

U.S. APPLICATION NO. (IF KNOWN SEE 37 CFR <b>107524334</b>	INTERNATIONAL APPLICATION NO. PCT/US03/25601	ATTORNEY'S DOCKET NUMBER 200.1156US
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24. The following fees are submitted:	<b>CALCULATIONS PTO USE ONLY</b>
<input checked="" type="checkbox"/> a) Basic national fee..... \$300.00 <input checked="" type="checkbox"/> b) Examination fee..... \$200.00 <input checked="" type="checkbox"/> c) Search fee..... \$500.00	
<b>TOTAL OF ABOVE CALCULATIONS =</b>	<b>\$1000.00</b>

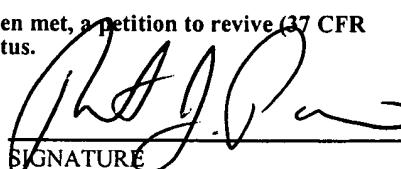
<b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>			<b>\$1,000.00</b>
Surcharge of <b>\$130.00</b> for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)).			<input type="checkbox"/> 20 <input type="checkbox"/> 30 <b>\$0.00</b>
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	36 - 20 =	16	x \$50.00 <b>\$800.00</b>
Independent claims	5 - 3 =	2	x \$200.00 <b>\$400.00</b>
Multiple Dependent Claims (check if applicable).			<input type="checkbox"/> <b>\$0.00</b>
<b>TOTAL OF ABOVE CALCULATIONS =</b>			<b>\$2,200.00</b>
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.			<b>\$0.00</b>
<b>SUBTOTAL =</b>			<b>\$2,200.00</b>
Processing fee of <b>\$130.00</b> for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492 (f)).			<input type="checkbox"/> 20 <input type="checkbox"/> 30 + <b>\$0.00</b>
<b>TOTAL NATIONAL FEE =</b>			<b>\$2,200.00</b>
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable).			<input checked="" type="checkbox"/> <b>\$40.00</b>
<b>TOTAL FEES ENCLOSED =</b>			<b>\$2,240.00</b>
			<b>Amount to be: refunded</b> <b>\$</b>
			<b>charged</b> <b>\$</b>

- A check in the amount of **\$2,240.00** to cover the above fees is enclosed.
- Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_ to cover the above fees.
- The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. **50-0552**
- Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card** information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Davidson, Davidson & Kappel, LLC  
485 Seventh Avenue, 14th Floor  
New York, NY 10018  
(212) 736-1940



**Robert J. Paradiso**

NAME

**41,240**

REGISTRATION NUMBER

**February 11, 2005**

DATE

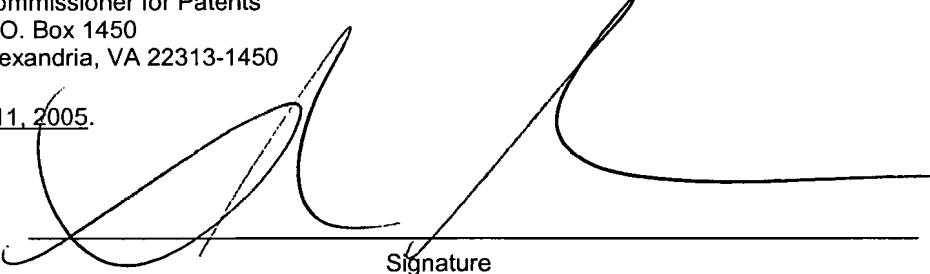
10/524334  
BT01 Rec'd PCT/PTC 11 FEB 2005

## Certificate of Express Mailing under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 in an envelope addressed to:

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Re.: Docket No.: 200.1156US

Applicant(s): Benjamin OSHLACK, et al.

Serial No.: To be Assigned

Invention: PHARMACEUTICAL COMPOSITIONS

Filing Date: Herewith as National Phase of International Patent Application No. PCT/US03/25601 filed on August 15, 2003.

Enclosed are:

- Transmittal Letter Concerning a Filing under 35 USC 371(2 pages);
- International Patent Application PCT/US03/025601(37 pages);
- Letter re Priority (1 page);
- Preliminary Amendment (8 pages);
- Application Data Sheet (2 pages);
- Executed Declaration and Power of Attorney (6 pages);
- Recordation Form Cover Sheet along with Assignment (7 pages)
- A copy of the International Preliminary Examination Report (6 pages)
- A copy of the International Search Report (5 Pages);
- Check in the amount of \$ 2,240.00

This collection of information is required by 37 CFR 1.10. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.